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Attorneys for Plaintiff  
UNITED STATES OF AMERICA

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,	)	CR. NO. 03-0248 DAE
	)	
Plaintiff,	)	GOVERNMENT'S RESPONSE TO THE
	)	DEFENDANT'S MOTION FOR
vs.	)	SUBSTITUTION OF COUNSEL;
	)	CERTIFICATE OF SERVICE
SAMUEL M. KAAUWAI, III,	)	
	)	Date: April 3, 2007
Defendant.	)	Time: 10:00 a.m.
	)	Judge: Hon. Kevin S. C. Chang
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**GOVERNMENT'S RESPONSE TO THE DEFENDANT'S  
MOTION FOR SUBSTITUTION OF COUNSEL**

Once again the defendant has filed a motion to have his counsel withdraw. It is apparent to us that the defendant either: (1) is delaying the proceedings as long as possible for reasons we do not know; or (2) is simply unable to work without rancor with any attorney thus far. We suggest that the Court inquire of Mr. Kaauwai if he knows of any attorney in Hawaii with whom he believes he can have a conflict-free relationship, even if that attorney is not a member of the CJA panel. If there is such an attorney, then the government suggests that the Court

appoint him or her so that this case, which is now four years old, can finally be resolved.

Dated: March 29, 2007, at Honolulu, Hawaii.

EDWARD H. KUBO, JR.  
United States Attorney  
District of Hawaii

By: /s/ Marshall Silverberg  
MARSHALL SILVERBERG  
Assistant U.S. Attorney

**CERTIFICATE OF SERVICE**

I hereby certify that, on the dates and by the methods of service noted below, a true and correct copy of the foregoing was served on the following at their last known address:

Served Electronically through CM/ECF

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Attorney for Defendant  
SAMUEL KAAUWAI

DATED: March 29, 2007, at Honolulu, Hawaii.

/s/ Cheri Abing